

REMARKS

First, Applicants wish to clarify the status of the pending claims that Applicants assume are the claims examined by the Examiner in the Office Action dated September 16, 2003.

The present application, as published in WO 00/71658, contains Claims 1-27 wherein several dependent claims are multiply dependent on a multiple dependent claim. In the Preliminary Amendment filed on November 12, 2001, along with other papers for National Phase Entry of this application, Applicants have submitted a substitute set of Claims 1-26 that do not contain any multiple dependent claims.

The above-identified Office Action rejects "Claims 1-27" but is silent regarding the multiple claim dependency. Therefore, Applicants assume that the Office Action is directed to "Claims 1-26" of the above-identified Preliminary Amendment. Consequently, the listing of Claims and amendments made thereto in the present amendment are based on Claims 1-26 of said Preliminary Amendment.

In the present amendment, Applicants have amended Claim 1 for grammatical purpose and to define the present invention with more specificity. Support is found in previously presented claims 1 and 18. Applicants have also amended Claims 16, 17, 19, 20 and 23 for typographical error, grammatical purpose and to establish proper dependency. Applicants have canceled claims 2-3, 7-14 and 25-26. Applicants have added new claims 27-42. Supports are found in the previously presented claims 1-26 and the specification. Specifically, the average cationic charge density can be found on pages 4-5 and 32-33.

Applicants have also attached an abstract on a separate sheet at the end of this paper.

No new matter has been added by this amendment. Entry is believed to be proper and respectfully requested.

Upon entry of this amendment, Claims 1, 4-6, 15-24 and 27-42 are pending. Authorization to charge additional claim fee is submitted herewith.

Specification

The Examiner states that an abstract on a separate page is required.

In response, Applicants attached herewith an abstract on a separate page.

Claim Objections

Claims 1, 4-7 and 15-24 are objected to because of informalities.

Applicants have amended claim 1 accordingly. Claim 7 has been canceled, thus, the objection is moot.

Based on the foregoing, Applicants respectfully request withdrawal of the objections.

Claim Rejections under 35 USC 112

Claims 1-7, 13 and 15-25 are rejected under 35 USC 112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

In response, Applicants have deleted the term "a bond" from the Markush group of the variable "L" in Claim 1. Claims 7 and 18 have been canceled, thus, the rejections are moot.

Based on the foregoing, Applicants respectfully request withdrawal of the rejections.

Rejection under 35 USC 102 over Jeschke, Aronson and Winkler

Claims 1-2, 4-17 and 22-27 are rejected under 35 USC 102 (b) as allegedly being anticipated by US 4,784,789 to Jeschke et al. Claims 1-17 and 22-27 are rejected under 35 USC 102 (b) as allegedly being anticipated by EP 013,585 to Aronson et al. Claims 1-17 and 22-27 are rejected under 35 USC 102 (b) as allegedly being anticipated by EP 308,190 to Winkler. The Examiner states that Jeschke, Aronson and Winkler each discloses a cleaning composition which includes a polymer containing dimethylaminoethyl methacrylate and various surfactants.

Applicants respectfully point out that none of the cited reference discloses a method of using a composition comprising a diamine having a molecular weight of less than or equal to 400 g/mol.

It is well established that to anticipate a claim, the reference must teach each and every element of the claim. See MPEP 2131. Since each of the cited reference fails to disclose the presently claimed diamine, the cited reference does not anticipate the claimed invention.

Based on the foregoing, Applicants respectfully request reconsideration and withdrawal of the rejection.

Double Patenting Rejections

Claims of the present application are rejected under the judicially created doctrine of obviousness type double patenting over various claims of US 6,528,477; US 6,369,012; US 6,589,926; US 6,277,811; US 6,207,631; US 6,521,577 and US 6,372,708.

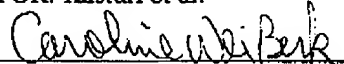
Applicants submit that in view of the present amendment, Applicants will agree to submit the necessary terminal disclaimers when claims allowable but for the double patenting rejection have been identified.

CONCLUSION

Applicants have made an earnest effort to place their application in proper form and to distinguish the invention as now claimed from the applied references. In view of the foregoing, Applicants respectfully request reconsideration of this application, entry of the amendments presented herein, and allowance of Claims 1, 4-6, 15-24 and 27-42.

In the event that issues remain prior to allowance of the noted claims, the Examiner is invited to call Applicants' undersigned attorney to discuss any remaining issues.

Respectfully submitted,
FOR: Kasturi et al.


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Attachment

ABSTRACT

Method of improving the skin feel or mildness to the skin of various detergent compositions, such as hand dish washing compositions, hand laundry bars, shampoos and other personal cleansing compositions.